

1 State of Arkansas  
2 90th General Assembly  
3 Regular Session, 2015

# A Bill

SENATE BILL 797

4  
5 By: Senators J. Woods, U. Lindsey, A. Clark, Caldwell, B. Sample, E. Cheatham, Hester, G. Stubblefield,  
6 D. Johnson, Teague, J. Hendren, J. Hutchinson  
7 By: Representatives Vines, Leding, E. Armstrong, Sabin, McElroy, Baltz, Cozart, Jett, Copeland, Tosh,  
8 House, Lowery, Richey, Love, Broadaway, D. Douglas

## For An Act To Be Entitled

11 AN ACT CONCERNING THE SALE OF EVENT TICKETS; AND FOR  
12 OTHER PURPOSES.

### Subtitle

16 CONCERNING THE SALE OF EVENT TICKETS.

19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

21 SECTION 1. Arkansas Code § 4-70-103 is amended to read as follows:  
22 4-70-103. Tickets sold over the Internet.

23 (a) Tickets of admission to a live entertainment event, theatre,  
24 musical performance, or place of public entertainment or amusement of any  
25 kind shall not be offered for sale by any person over the Internet until the  
26 tickets have ~~first been offered for sale to the public via an event-~~  
27 ~~authorized outlet or offering~~ been placed on sale by the venue or entity  
28 hosting the event or its authorized agent.

29 (b) Internet portals or websites shall not allow ~~any~~ a person to offer  
30 for resale ~~any~~ a ticket of admission to a live entertainment event, theatre,  
31 musical performance, or place of public entertainment or amusement of any  
32 kind until the tickets have ~~first been offered for sale to the public via an~~  
33 ~~event-authorized outlet or offering~~ been placed on sale by the venue or  
34 entity hosting the event or its authorized agent.

35 (c) This section ~~shall~~ does not apply to sporting or athletic events.

36 (d) As used in this section, "placed on sale" means the date and time



1 when tickets are made available for sale to the general public, including  
2 without limitation to fan clubs, businesses, and persons for promotional  
3 activities.

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5 SECTION 2. Arkansas Code § 5-63-201 is amended to read as follows:

6 5-63-201. Tickets to ~~school athletic events or music entertainment~~  
7 certain events – Sale in excess of regular price.

8 (a)(1) It is unlawful for any person, corporation, firm, or  
9 partnership to ~~sell~~ resell or offer for ~~sale~~ any resale a ticket to+

10 ~~(A) A high school or college athletic event or to an~~  
11 ~~athletic or other event held for the benefit of charity at a greater price~~  
12 ~~than that printed on the ticket; or~~

13 ~~(B) Any music entertainment event at a greater price than~~  
14 ~~that printed on the ticket or the box office sale price plus any reasonable~~  
15 ~~charge for handling or credit card use, whichever is the greater. an event~~  
16 for a price higher than the greater of either:

17 (A) The price originally charged for the ticket by the  
18 venue or entity hosting the event or the venue or entity’s authorized agent  
19 plus a reasonable charge for handling or credit card use; or

20 (B) The price printed on the ticket.

21 (2) This subsection ~~shall~~ does not apply to an institution of  
22 higher education that receives funds per ticket above the face value of ~~that~~  
23 the ticket.

24 (b)(1) Any person, corporation, firm, or partnership violating any  
25 provision of this section is guilty of a violation and upon conviction shall  
26 be fined in any sum not less than twenty-five dollars (\$25.00) nor more than  
27 five hundred dollars (\$500).

28 (2) Every sale or offer for sale is a separate offense.

29 (c) As used in this section, "event" means a live entertainment event,  
30 athletic event, sporting event, theater performance, musical performance, or  
31 an event held for the benefit of charity.

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